

Translation

PATENT COOPERATION TREATY

PCT

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

PCT/JP2003/007637



(PCT Article 36 and Rule 60) Rec'd PCT/PTB 08 DEC 2004

Applicant's or agent's file reference SK233WO	FOR FURTHER ACTION See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)	
International application No. PCT/JP2003/007637	International filing date (day/month/year) 17 June 2003 (17.06.2003)	Priority date (day/month/year) 17 June 2002 (17.06.2002)
International Patent Classification (IPC) or national classification and IPC C09J 201/00, 163/00, 11/06, 7/00, C09K 3/10, H05B 33/04, 33/14		
Applicant SEKISUI CHEMICAL CO., LTD.		

1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.
2. This REPORT consists of a total of <u>4</u> sheets, including this cover sheet. <input type="checkbox"/> This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT). These annexes consist of a total of _____ sheets.
3. This report contains indications relating to the following items: I <input checked="" type="checkbox"/> Basis of the report II <input type="checkbox"/> Priority III <input checked="" type="checkbox"/> Non-establishment of opinion with regard to novelty, inventive step and industrial applicability IV <input type="checkbox"/> Lack of unity of invention V <input checked="" type="checkbox"/> Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement VI <input type="checkbox"/> Certain documents cited VII <input type="checkbox"/> Certain defects in the international application VIII <input type="checkbox"/> Certain observations on the international application

Date of submission of the demand 21 November 2003 (21.11.2003)	Date of completion of this report 12 May 2004 (12.05.2004)
Name and mailing address of the IPEA/JP	Authorized officer
Facsimile No.	Telephone No.

I. Basis of the report**1. With regard to the elements of the international application:***

- ☒ the international application as originally filed
- ☐ the description:
pages _____, as originally filed
pages _____, filed with the demand
pages _____, filed with the letter of _____
- ☐ the claims:
pages _____, as originally filed
pages _____, as amended (together with any statement under Article 19
pages _____, filed with the demand
pages _____, filed with the letter of _____
- ☐ the drawings:
pages _____, as originally filed
pages _____, filed with the demand
pages _____, filed with the letter of _____
- ☐ the sequence listing part of the description:
pages _____, as originally filed
pages _____, filed with the demand
pages _____, filed with the letter of _____

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item.

These elements were available or furnished to this Authority in the following language _____ which is:

- ☐ the language of a translation furnished for the purposes of international search (under Rule 23.1(b)).
- ☐ the language of publication of the international application (under Rule 48.3(b)).
- ☐ the language of the translation furnished for the purposes of international preliminary examination (under Rule 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international preliminary examination was carried out on the basis of the sequence listing:

- ☐ contained in the international application in written form.
- ☐ filed together with the international application in computer readable form.
- ☐ furnished subsequently to this Authority in written form.
- ☐ furnished subsequently to this Authority in computer readable form.
- ☐ The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished.
- ☐ The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.

4. ☐ The amendments have resulted in the cancellation of:

- ☐ the description, pages _____
- ☐ the claims, Nos. _____
- ☐ the drawings, sheets/fig _____

5. ☐ This report has been established as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).**

* Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rule 70.16 and 70.17).

** Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

III. Non-establishment of opinion with regard to novelty, inventive step and industrial applicability

1. The questions whether the claimed invention appears to be novel, to involve an inventive step (to be non obvious), or to be industrially applicable have not been examined in respect of:

☐ the entire international application.

☒ claims Nos. 2-19

because:

☐ the said international application, or the said claims Nos. _____
relate to the following subject matter which does not require an international preliminary examination (*specify*):

☐ the description, claims or drawings (*indicate particular elements below*) or said claims Nos. _____
are so unclear that no meaningful opinion could be formed (*specify*):

☐ the claims, or said claims Nos. _____ are so inadequately supported
by the description that no meaningful opinion could be formed.

☒ no international search report has been established for said claims Nos. 2-19

2. A meaningful international preliminary examination cannot be carried out due to the failure of the nucleotide and/or amino acid sequence listing to comply with the standard provided for in Annex C of the Administrative Instructions:

☐ the written form has not been furnished or does not comply with the standard.

☐ the computer readable form has not been furnished or does not comply with the standard.

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement**1. Statement**

Novelty (N)	Claims		YES
	Claim	1	NO
Inventive step (IS)	Claims		YES
	Claim	1	NO
Industrial applicability (IA)	Claim	1	YES
	Claims		NO

2. Citations and explanations

Document 1: JP, 11-224771, A (MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD.), 17 August 1999 (17.08.99), claims, Figs. 1-2 (Family: none)

Document 2: JP, 2000-143939, A (YUKA SHELL EPOXY K.K.), 26 May 2000 (26.05.00), claims, paragraph [0001], paragraph [0044] (Family: none)

Document 3: JP, 2000-86989, A (SEKISUI CHEMICAL CO., LTD.), 28 March 2000 (28.03.00), claims, [0024]-[0025] (Family: none)

Document 4: JP, 11-335641, A (SEKISUI CHEMICAL CO., LTD.), 7 December 1999 (07.12.99), claims, [0071]-[0072] (Family: none)

The aforesaid document 1 and document 2 cited in the ISR respectively disclose a light cationic adhesive composition that contains an epoxy resin, its curing agent, and a light cationic polymerization catalyst, and that is effective in sealing and adhering an organic electroluminescent element.

Upon comparing the invention of claim 1 and the inventions disclosed in the aforesaid documents 1 and 2, the adhesive of the invention of claim 1 undergoes a curing reaction as a dark reaction after the blockage of light, whereas the inventions disclosed in documents 1 and 2 do not disclose in detail the point about undergoing a curing reaction as a dark reaction after the blockage of light; in other respects they are clearly the same.

Nevertheless, regarding the aforesaid point, the aforesaid documents 3 and 4 cited in the ISR pertain to an adhesion method that uses a light polymerization adhesive that contains an epoxy resin, its curing agent, and a light cationic polymerization initiator, and respectively disclose the point about irradiating with light irradiation only for the time needed to initiate polymerization when there are technical problems due to light irradiation, and the point about promoting adhesion and curing by irradiating with light and then gluing the material to be adhered and keeping it at room temperature. Therefore this examination finds that the adhesive compositions of the inventions disclosed in documents 1 and 2 clearly reveal the point about promoting a curing reaction as a dark reaction after the blockage of light.

Therefore there is found to be no substantial technical difference between the invention of claim 1 and the inventions disclosed in the aforesaid documents 1 and 2, and they are found to be essentially identical.